

RULEMAKING CALENDAR 2011

Regulation Section Number	Subject	Add, Amend or Repeal	Specific Purpose	STATUS/PRIORITY	
1398.21, 1398.21.1, 1398.23, 1398.24, 1398.27, 1398.42	Abandonment of Applications	Amend	Define “due diligence” in the completion of an application; what constitutes a complete application, including criminal history clearance prior to issuing applicant status; invalidate written exam results for failure to become licensed w/in 3 yrs of passing	Will be revisited upon Claire’s return	2
1398.25,	Credential Evaluation Services	Amend	Require reporting of academic equivalency on a form prescribed by the Board (Certificate of Academic Equivalency).	Same as above	2
1398.26.5	Clinical Service Requirements for FEPT Applicants	Amend	To require the applicant to receive written notice from the Board prior to performing as a Physical Therapist License Applicant; to prohibit the supervisor from having a vested interest in the applicant; to require legibility of co signature; to define minimum number of hours required.	Same as above	2
1398.26	Applications of FEPT Grads	Amend	Define “what is considered other acceptable documents to establish eligibility” and burden of proof.	Same as above	2
1398.47	Physical Therapist Assistant – Equivalent Training and Experience	Amend	To require a grade of “C” or better in all general education and academic equivalency consistent with the FSBPT PTA CWT.	Same as above	2
TBD	Limit on Exam Attempts and Invalidate Exam Results for Cause	ADD	To limit the number of attempts at the examination by a candidate and to invalidate exam results for failure to complete application successfully (i.e. criminal history causes applicant to later be denied)	Waiting for result of audit of exam data	?
1399.15	Disciplinary Guidelines	Amend	Amend regulatory language as follows: proposed decision shall include an order to revoke without a stay when finding of fact is the licensee engaged in unlawful sexual misconduct. Update guidelines [incorporated by reference] as follows: Add new proposed language re: Requirements for Registered Sex Offenders, Unprofessional Conduct, and Substance Abuse Standards. Also, add failure to comply with continuing competency requirements as well as various other enhancements	Will be Noticed and Scheduled for Hearing at May 2011 meeting	1
1399.52	Fees	Amend	To separate the PTA application and initial license fees, add a continuing competency fee & adjust fees to a level to support ongoing operations of the board.	Dependent on fund condition	3
1398.1 & 1398.3	PTBC Office Location; Definitions	Amend	Change address of office location;	Waiting for update	3
1398.4	Delegation Authority	Amend	In his or her absence gives authority for the Executive Officer to delegate to the Assistant Executive Officer	Notice and hearing scheduled for May 2011 mtg.	1
1400 – 1400.3	Sponsored Free Health Care Events	Add	AB 2699 Enacted Jan 1 2011 Authorizes licensees from other states to volunteer at Free Health Care Events in California	Considering at Feb 2011 mtg.	1
1399.94	Continuing Competency	Amend	Clarify pathway B, credit for new presenter of existing course; pathway H, does Board mtg attendance qualify towards mtg. ethics, laws and regulation requirement; pathway J, do similar organizations qualify	Waiting for add'l renewal time	3
TBD	Cease Practice Order	Add	SB 1172 Enacted Jan 1 2011 Requires Board to order a probationer or a diversion program participant to cease practice for a positive test of any substance prohibited by Diversion or probation terms. Also, for major violations and when Board order to undergo a clinical diagnostic evaluation pursuant to the uniform and specific standards.	Considering at Feb 2011.	1
TBD	Fingerprints	Add	Establish general rules regarding mandatory fingerprinting	Developing language	2